

APR 19 2006



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**FACSIMILE TRANSMITTAL SHEET**

<b>TO:</b> MAIL STOP AMENDMENT	<b>FROM:</b> Kenneth F. Smolik
<b>COMPANY:</b> USPTO	<b>DATE:</b> April 19, 2006
<b>FAX NO.:</b> (571) 273-8300	<b>TOTAL NO. OF PAGES:</b> (including cover sheet) 17
<b>YOUR REFERENCE NO.:</b> 10/021,917	<b>OUR REFERENCE (C/M) NO.:</b> 005222.00333
<b>RE:</b> In re: Appln. Bergstrom Appln. No. 10/021,917 Filed: December 13, 2001 For: Stochastic Multiple Choice Knapsack Assortment Optimizer	

**OFFICIAL FAX**

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<b>NAME:</b> Alma Bahena	<b>PHONE:</b> 312-463-5565
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**COMMENTS:**

Amendment

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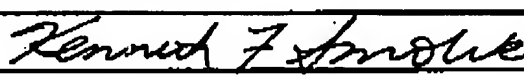
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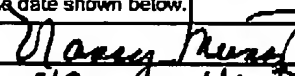
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/021,917	<b>RECEIVED CENTRAL FAX CENTER APR 19 2006</b>
	Filing Date	December 13, 2001	
	First Named Inventor	John M. Bergstrom	
	Art Unit	3623	
	Examiner Name	Catherine M. Taras	
Total Number of Pages in This Submission	17	Attorney Docket Number	005222.00333

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s): (please identify below): Facsimile Coversheet
<b>Remarks</b> The Commissioner is hereby authorized to charge any deficiencies in payment or credit any overpayment to our Deposit Account 19-0733.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Banner & Witcoff, LTD.		
Signature			
Printed Name	Kenneth F. Smolik		
Date	04/19/2006	Reg. No.	44,344

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Nancy Munn	Date	4-19-06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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APR 19 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Attorney Docket No. 005222.00333)In re U.S. Patent Application of John M.  
Bergstrom )

Application No. 10/021,917 )

Filed: December 13, 2001 )

For: STOCHASTIC MULTIPLE CHOICE )  
KNAPSACK ASSORTMENT )  
OPTIMIZER )

Examiner: Tarae, Catherine Michelle

Group Art Unit: 3623

Confirmation No.: 2229

**AMENDMENT**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the non-final Office Action dated January 27, 2006 please enter the following response. The Examiner set a three-month period for response, making this Amendment due on or before April 27, 2006. The Commissioner is authorized to charge any fees to Deposit Account No. 19-0733.

Please amend this application as follows:

Amendments to the Claims are reflected in the Listing of Claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.